

**BOARD OF SUPERVISORS PROCEEDINGS**  
**December 2, 2008**

Pursuant to adjournment, the Board met with Breunig, Kuncel, Sukstorf, Hanson, Busing and Karloff present. Fauver was excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Fauver now present at 9:15 a.m.

Motion by Busing, seconded by Breunig to award the bid for the asbestos removal and demolition of the Old Saunders Medical Center Hospital and Care Center – to National Concrete Cutting, Council Bluffs, IA as low bidder for \$219,000.00 and reject all others. Voting yes were Breunig, Fauver, Kuncel, Sukstorf, Hanson, Busing and Karloff. Voting no were none. Motion carried.

Motion by Busing, seconded by Hanson to approve the contract with SimplexGrinnell, Omaha, NE, for a once every Five (5) year maintenance service for \$825.00 on the sprinkler system at the old County Jail Facility. Voting yes were Fauver, Kuncel, Sukstorf, Hanson, Busing, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Fauver, seconded by Busing to appoint Patty Swanson, Malmo (NW territory) and re-appoint Karen Beranek (SE territory) to the Saunders County Extension Board - each for a three year term. Voting yes were Kuncel, Sukstorf, Hanson, Busing, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Busing, seconded by Breunig to convene in Closed Session at 10:30 a.m., regarding the Fraternal Order of Police (FOP) Lodge #48 2008-2011 Contract, (84-1410), with the County Attorney. Voting yes were Sukstorf, Hanson, Busing, Karloff, Breunig, Fauver and Kuncel. Voting no were none. Motion carried.

Motion by Busing, seconded by Hanson to adjourn from Closed Session at 10:46 a.m., with no action taken and reconvene in Regular meeting. Voting yes were Hanson, Busing, Karloff, Breunig, Fauver, Kuncel and Sukstorf. Voting no were none. Motion carried.

Motion by Breunig, seconded by Busing to let the .003 of cent cost of living that was given to employees that are subject the FOP 2008-2011 Contract (authorized by action taken October 7, 2008) but is outside the contract – stand for the months of July, August, September and October – and direct the County Clerk's office to correct all affected employees wages to reflect only a 2.7% cost of living. Voting yes were Karloff, Breunig, Fauver, Kuncel, Sukstorf, Hanson and Busing. Voting no were none. Motion carried.

Motion by Busing, seconded by Kuncel – that due to the history of past cash flow problems, projected cash flow problems due to the current economy and that the first few months of the beginning of each new year have historically proven to be low revenue collection months – the Board is hereby requesting that all Elected and Appointed Officials, please curtail from any major purchases or expenditures for the months of January, February, March and April of 2009. Voting yes were Karloff, Breunig, Fauver, Kuncel, Sukstorf, Hanson and Busing. Voting no were none. Motion carried.

Motion by Busing, seconded by Kuncel set the following Legal Holidays to be observed by the County Employees for 2009 into 2010: January 19 (Martin Luther King Day); February 16 (Presidents Day); April 24 (Arbor Day); May 25 (Memorial Day); July 3 (Independence Day); September 7 (Labor Day); October 12 (Columbus Day); November 11 (Veterans Day); November 26 (Thanksgiving Day); November 27 (Thanksgiving Holiday); December 24 (Christmas Eve Early Closing at 3:00 p.m.); December 25 (Christmas Day); and January 1, 2010 (New Years). Voting yes were Breunig, Fauver, Kuncel, Sukstorf, Hanson, Busing and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Fauver to approve the County's Payroll for the month of December and hereby authorize the County Treasurer to issue a check for the full amount for all funds. Voting yes were Fauver, Kuncel, Sukstorf, Hanson, Busing, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Busing, seconded by Breunig to approve the minutes of the November 24<sup>th</sup> Board meeting. Voting yes were Kuncel, Hanson, Busing, Karloff, Breunig and Karloff. Voting no were none. Sukstorf abstained. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 11:19 a.m.

**BOARD OF SUPERVISORS PROCEEDINGS**  
**December 9, 2008**

Pursuant to adjournment, the Board met with Breunig, Kuncel, Sukstorf, Hanson, Busing and Karloff present. Fauver excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Fauver now present at 9:08 a.m.

The Public Works Director reported on the following:

1. Bridge Crew is replacing a culvert on County Roads 8 & K.
2. Grading Crew is doing snow removal.
3. Culvert Crew is cleaning out the ditch around culverts on County Roads 8, K & L.
4. Work to remove the asbestos at the old hospital and care center started Monday.
5. Discussed job description for addition to the county maintenance department.
6. Discussed the notices received from the state about bridge closing.

Motion by Breunig, seconded by Fauver to close the sale of Coleman Clinic on or before January 6, 2009 and prior to closing, having in place a temporary easement and a waiver from the buyer on any damages that may occur to footings during the demolitions of the old hospital. Voting yes were Breunig, Fauver, Kuncl, Sukstorf, Hanson, Busing and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to authorize the County Treasure to issue a Cash Advance of \$4,200.00 to TCW Construction Inc., 1201 Lincoln Mall, Suite 102, Lincoln, NE 68508, for the law suit settlement payment. Voting yes were Fauver, Kuncl, Sukstorf, Hanson, Busing, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Busing, seconded by Breunig to approve the minutes of the December 2<sup>nd</sup> Board meeting. Voting yes were Kuncl, Sukstorf, Hanson, Busing, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Busing, seconded by Sukstorf to convene as an Equalization Board at 10:13 a.m. Voting yes were Sukstorf, Hanson, Busing, Karloff, Breunig, Fauver and Kuncl. Voting no were none. Motion carried.

### **BOARD OF EQUALIZATION PROCEEDINGS December 9, 2008**

Pursuant to adjournment Sine Die, the Board met with Busing, Karloff, Breunig, Fauver, Kuncl, Sukstorf and Hanson present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Hanson the meeting to order at 10:14 a.m.

Motion by Sukstorf, seconded by Fauver to approve the application for Tax Exemption on Motor Vehicles by Mid-America Council Boy Scouts of America, Cedar Bluffs – for a 1998 Ford F150 pickup. Voting yes were Hanson, Busing, Karloff, Breunig, Fauver, Kuncl and Sukstorf. Voting no were none. Motion carried.

Motion by Karloff, seconded by Busing to approve the minutes of the November 25<sup>th</sup> Board meeting. Voting yes were Busing, Karloff, Breunig, Fauver, Kuncl, Sukstorf and Hanson. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Hanson declared the meeting adjourned Sine Die at 10:15 a.m.

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Motion by Hanson, seconded by Fauver to award the bid for the Telephone System for New Law Enforcement and Judicial Center to Windstream-Delaware, Lincoln, for \$58,897.00 and reject all others. Voting yes were Karloff, Breunig, Fauver, Kuncl, Sukstorf, Hanson and Busing. Voting no were none. Motion carried.

Motion by Busing, seconded by Kuncl to convene in Closed Session at 10:36 a.m. for litigation matters concerning Viaero Wireless Law Suit (84-1410), with the County Attorney, Planning & Zoning Adm. and Special Council Voting yes were Breunig, Fauver, Kuncl, Sukstorf, Hanson, Busing and Karloff. Voting no were none. Motion carried.

Motion by Breunig, seconded by Kuncl to adjourn from Closed Session at 10:48 a.m., with no action taken and reconvene in Regular meeting. Voting yes were Fauver, Kuncl, Sukstorf, Hanson, Busing, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Busing to authorize the Chair to execute appropriate documents resolving the dispute, pertaining to Viaero Law Suit – provided that the agreements are approved as to form by the County Attorney and Special Council. Action is being taken because of Federal Court. Voting yes were Kuncl, Sukstorf, Hanson, Busing, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 10:55 a.m.

**BOARD OF SUPERVISORS PROCEEDINGS**  
**December 16, 2008**

Pursuant to adjournment, the Board met with Breunig, Fauver, Kuncl, Sukstorf, Hanson and Karloff present. Busing was excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Sarah Browning, Extension Educator, reported on and provided the Board with a copy of the 2008 Nebraska Community Enhancement Program Application Grant, submitted on behalf of the County for funding to help offset the cost of the landscaping project around the Courthouse. The landscaping project has come about for several reasons: 1) water damage problems to the foundation of the courthouse; 2) the addition of the parking lot west of the courthouse; 3) to blend landscaping with the landscaping around the New Law Enforcement and Judicial Center built south of the courthouse; and 4) to remove and replace trees that are damaged due to storms and decease. The grant application request was for \$16,000 with a county match of \$4,000 – to make the total project cost being \$20,000.

Busing now present at 9:08 a.m.

The Public Works Director reported on the following:

1. All crews are working on snow removal.
2. Discussed the job description for the addition to the maintenance department. Will meet with the Personnel Committee to finalize so that the position can be advertised for.
3. Discussed some issue at the Old Medical Facility and updated the Board on the progress of the demolition.

Motion by Sukstorf, seconded by Fauver to authorize the Chair to sign the US Army Corps of Engineers – Supplemental Agreement for installation upon ROW for monitoring well MS-104. Voting yes were Breunig, Fauver, Kuncl, Sukstorf, Hanson, Busing and Karloff. Voting no were none. Motion carried.

Motion by Kuncl, seconded by Hanson to authorize the Public Works Director to advertise for an additional maintenance department position after he and the Personnel Committee have met and determined the job description for said position. Voting yes were Fauver, Kuncl, Sukstorf, Hanson, Busing, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Busing, seconded by Breunig to adopt **Resolution #37-2008** that the Official County Newspapers for publication of work on County Roadway Systems, State Highway Systems, all publications of County Officials as required by law and any other necessary publications for the year 2009 shall be the “Wahoo Newspaper” **and/or** “Ashland Gazette”. Voting yes were Kuncl, Sukstorf, Hanson, Busing, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Hanson, seconded by Busing to authorize the Chair to sign the Certification of County Highway Superintendent for Determining Incentive Payments to the State of Nebraska Department of Roads for the calendar year of 2008. Voting yes were Sukstorf, Hanson, Busing, Karloff, Breunig, Fauver and Kuncl. Voting no were none. Motion carried.

Motion by Kuncl, seconded by Fauver to approve the minutes of the December 9<sup>th</sup> Board meeting. Voting yes were Hanson, Busing, Karloff, Breunig, Fauver, Kuncl and Sukstorf. Voting no were none. Motion carried.

Motion by Fauver, seconded by Hanson to approve the following withdrawal/substitution/addition of pledged securities: 1) First National Bank, Wahoo – withdrawal of \$7,500,000 and substitution of \$5,000,000; and 2) First State Bank-Yutan, Lincoln - withdrawal of \$1,200,000 and substitution of \$1,000,000. Voting yes were Busing, Karloff, Breunig, Fauver, Kuncl, Sukstorf and Hanson. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to accept the Fee and Activity Reports from the various county officials for the month of November. Voting yes were Karloff, Breunig, Fauver, Kuncl, Sukstorf, Hanson and Busing. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Busing to approve the Vendor Claims against the County for the month of December and hereby authorize the County Treasurer to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Breunig, Fauver, Kuncl, Sukstorf, Hanson, Busing and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to convene as an Equalization Board at 10:11 a.m. Voting yes were Fauver, Sukstorf, Hanson, Karloff and Breunig. Voting no were none. Kuncl and Busing were absent during roll call and not voting. Motion carried.

**BOARD OF EQUALIZATION PROCEEDINGS**  
**December 16, 2008**

Pursuant to adjournment Sine Die, the Board met with Busing, Karloff, Breunig, Fauver, Kuncl, Sukstorf and Hanson present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Hanson called the meeting to order at 10:12 a.m.

Motion by Karloff, seconded by Fauver to approve Tax Corrections #4512 & #4513 (see attached). Voting yes were Sukstorf, Hanson, Karloff, Breunig and Fauver. Voting no were none. Kuncl and Busing were absent during roll call and not voting. Motion carried.

Motion by Breunig, seconded by Karloff to approve the application for Tax Exemption on Motor Vehicles by Community Church of Leshara, Leshara – for a 1997 Ford Club Van and a 1991 Buick Station Wagon. Voting yes were Hanson, Karloff, Breunig, Fauver, Kuncl, Sukstorf and Busing. Voting no were none. Motion carried.

Motion by Breunig, seconded by Karloff to approve the minutes of the December 9<sup>th</sup> Board meeting. Voting yes were Busing, Karloff, Breunig, Fauver, Sukstorf and Hanson. Voting no were none. Kuncl was absent during roll call and not voting. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Hanson declared the meeting adjourned Sine Die at 10:14 a.m.

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Deann Haeffner, Asst. Deputy State Auditor held a discussion the Board of Supervisors – discussion was held on cash follow problems, the process the Board would need to do to issue warrants, transferring/borrowing from other funds and consolidation of funds to bring down the number of funds the county currently has.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 11:17 a.m.